

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

TUESDAY, THE 5TH JUNE 2007 / 15TH JYAISHTA 1929

CRP.No. 489 of 2007()

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AGAINST THE ORDER DATED 03/04/2007 IN EA.6/04 IN EP.3/02 IN
AP.178/2000 of ADDL. DISTRICT COURT, PARAVUR
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REVN. PETITIONER: /PETITIONERS/JUDGEMENT DEBTORS

- 1. MRS.SAFIA BEEVI.P.I., PROPRIETRIX,
M/S.AGRO TECH INDUSTRIES & EXPORT,
M.C.ROAD, KANJIRAKKADU, RAYONPURAM,
PERUMBAVOOR.**
- 2. V.P.LOVESY, S/O.V.K.PAREED,
VELLAPPILLY HOUSE, KANJIRAKKADU,
PERUMBAVOOR.**
- 3. V.K.ABDULKHADER, S/O.KUNJAN PILLAI,
VELLAPPILLY HOUSE, KANJIRAKKADU,
PERUMBAVOOR.**

BY ADV. SRI.M.RAMESH CHANDER

RESPONDENTS: RESPONDENT/DECREE HOLDER

**M/S.I.C.D.S. LTD., MANIPAL BRANCH,
ERNAKULAM, REP. BY G.P.A. HOLDER
K.K.BALAKRISHNAN SHENOI, ERNAKULAM.**

**THIS CIVIL REVISION PETITION HAVING COME UP FOR ADMISSION
ON 05/06/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

M.N. KRISHNAN, J.
= = = = =
C.R.P. NO. 489 OF 2007
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Dated this the 5th day of June, 2007.

ORDER

This revision is preferred against the order in E.A.6/04 in E.P.3/02. An order was passed by the Court on 21.7.04 for attachment of the property in a proceeding for execution. Now, a review application has been filed on the ground that the decree holders firm is not in existence and therefore the decree is unexecutable and so the order has to be reviewed and the Execution Petition has to be dismissed.

The learned Addl. District Judge found that even on 2.8.04 the judgment debtor himself moved an application with a prayer seeking one month's time for settling the amount due to the decree holder. So the Court found that the contention raised by the review petitioners are not tenable and therefore dismissed the review application as well. What is precisely required by the judgment debtors is some time to wipe off the decree debt. The execution proceedings are going on. Let it be proceed, but the Court shall not effect the sale for a period of two months from

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today so as to facilitate the judgment debtors to wipe off the liability.

With this observation the C.R.P. is disposed of.

M.N. KRISHNAN, JUDGE.

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